

SEPTEMBER 10, 2008

The South Harrison Township Committee held a finance and regular meeting on Wednesday, September 10, 2008 at 7:00 and 7:30 p.m. in the South Harrison Township Municipal Building.

Mayor Charles T. Tyson called the meeting to order and was followed by the flag salute.

Requirements of the "Open Public Meetings Act" were met. Notice of this meeting was given by: (1) sending sufficient notice herewith to the Today's Sunbeam of Salem and the Gloucester County Times of Woodbury; and (2) posting notice on the public bulletin board at the South Harrison Township Municipal Building.

Roll Call: James McCall - present, Cornelius McIntyre - present, Charles Tyson - present, Robert Campbell - present, Gary Spinner - present, John Eastlack, Solicitor - present, Steve Bach, Engineer - present, Christie Melfi, CFO - present, Colleen Bianco, Administrator - present, Nancy Kearns, Municipal Clerk - present.

Minutes:

Motion to approve the regular session minutes of June 2 and 23, 2008 was made by Cornelius McIntyre, second by James McCall.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson - yes, Robert Campbell - yes, Gary Spinner - yes. **R.C.V.:** 5 - yes', 0 - no's. **Motion carried.**

Motion to approve the regular session minutes of June 11, 2008 was made by James McCall, second by Gary Spinner.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - abstain, Charles Tyson - yes, Robert Campbell - no, Gary Spinner - yes. **R.C.V.:** 3 - yes', 1 - no, 1 - abstention. **Motion carried.**

Motion to approve the regular session minutes of June 17, 2008 was made by Gary Spinner, second by Robert Campbell.

Roll Call Vote: James McCall - abstain, Cornelius McIntyre - abstain, Charles Tyson - yes, Robert Campbell - yes, Gary Spinner - yes. **R.C.V.:** 3 - yes', 0 - no's, 2 - abstentions. **Motion carried.**

Committee Reports:

Police Department - August 2008 Report
Construction Code Official - August 2008 Report
Engineering Report - August 2008 Report
Recreation Commission - August 2008 Report

Resolution R-08-103

Resolution of the Township of South Harrison Authorizing the Mayor to Execute an Endorsement of a NJDOT Street Improvement Application

Motion to adopt Resolution R-08-103 was made by James McCall, second by Cornelius McIntyre.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson - yes, Robert Campbell - yes, Gary Spinner - yes. **R.C.V.:** 5 - yes', 0 - no's. **Motion carried.**

Tax Collector's Report: Taxes collected for the month of August were \$314,532.33.

Treasurer's Report: No additions.

Old Business:

Committeeman Spinner reported that he attended a meeting in Ewing regarding the State Police issue stating he didn't learn anything that we already didn't know. Patrick O'Connor is the person to talk with; he is the person responsible for putting forth the bills.

Deputy Mayor Campbell stated for those of you who have not been reading the papers, what the State is trying to do to municipalities is to come up with major numbers for when the State Police provide coverage to the municipalities. There is a meeting scheduled for Friday with Chief Mabey regarding these costs. Senator Sweeney is going to try and help get the numbers squared away.

New Business: **Resolution R-08-96**
Resolution Approving Acquisition of Farmland Preservation Development Easements on Lands

Resolution R-08-97
Resolution Approving Acquisition of Farmland Preservation Development Easements on Lands

Motion to adopt Resolutions R-08-96 and R-08-97 was made by James McCall, second by Cornelius McIntyre.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson – yes, Robert Campbell – yes, Gary Spinner – yes. **R.C.V.: 5 - yes, 0 - no's. Motion carried.**

Resolution R-08-98
Resolution Promoting Nicholas Barbetta to the Rank of Eighth Class Patrolman

Mayor Tyson advised that he is removing this resolution from the agenda until he can discuss this with Chief Mabey. .

Motion to put Resolution R-08-98 back on the agenda for action was made by James McCall, second by Cornelius McIntyre.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson – no, Robert Campbell – no, Gary Spinner – yes. **R.C.V.: 3 - yes, 2 - no's. Motion carried.**

Motion to adopt Resolution R-08-98 was made by James McCall, second by Cornelius McIntyre.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson – no, Robert Campbell – no, Gary Spinner – yes. **R.C.V.: 3 - yes, 2 - no's. Motion carried.**

Resolution R-08-99
Resolution of the Township Committee of the Township of South Harrison Setting Forth the Policies Regarding the Issuance of Press Releases

Motion to table Resolution R-08-99 was made by Cornelius McIntyre, second by James McCall.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson – yes, Robert Campbell – yes, Gary Spinner – yes. **R.C.V.: 5 - yes, 0 - no's. Motion carried.**

Resolution R-08-100
Resolution of the Township Committee of South Harrison Resolving Certain Litigation

Motion to adopt Resolution R-08-100 was made by James McCall, second by Gary Spinner.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson – yes, Robert Campbell – yes, Gary Spinner – yes. **R.C.V.: 5 - yes', 0 - no's. Motion carried.**

SHT Planning/Zoning Board Letter

Discussion of a letter received from the Planning/Zoning Board of Adjustments requesting fees to be established for appeals to zoning decisions. John Eastlack will craft an ordinance for the fees.

Ordinance O-08-23

An Ordinance Appropriating the Sum of \$4,100.00 from the Capital Improvement Fund for the Upgrading of the Emergency Management Trailer and a New Portable Two-Way Radio.

Introduction and first reading.

Motion to adopt Ordinance O-08-23 on first reading was made by James McCall, second by Gary Spinner.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson – yes, Robert Campbell – yes, Gary Spinner – yes. **R.C.V.: 5 - yes', 0 - no's. Motion carried.**

Public hearing and final adoption set for October 15, 2008 at 7:30 pm.

Ordinance O-08-24

An Ordinance Appropriating the Sum of \$3,200.00 from the Parkland Trust Fund for the New Roof for the Concession Stand at Stewart Memorial Park

Introduction and first reading.

Motion to adopt Ordinance O-08-24 on first reading was made by James McCall, second by Cornelius McIntyre.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson – yes, Robert Campbell – yes, Gary Spinner – yes. **R.C.V.: 5 - yes', 0 - no's. Motion carried.**

Public hearing and final adoption set for October 15, 2008 at 7:30 pm.

Ordinance O-08-25

An Ordinance Amending Chapter 90 of the Code of the Township of South Harrison to Amend the Mandatory Development Fee Requirements to Assist the Township in Meeting its Affordable Housing Obligations

Introduction and first reading.

Motion to adopt Ordinance O-08-25 on first reading was made by Cornelius McIntyre, second by Robert Campbell.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson – yes, Robert Campbell – yes, Gary Spinner – yes. **R.C.V.: 5 - yes', 0 - no's. Motion carried.**

Public hearing and final adoption set for October 15 2008 at 7:30 pm.

Resolution R-08-101

Resolution of the Township Committee of South Harrison Setting Forth the Format for the taking and Memorialization of Minutes

Motion to adopt Resolution R-08-101 subject to the changes discussed and agreed to by John Eastland and Colleen Bianco was made by Robert Campbell, second by Charles Tyson.

Roll Call Vote: James McCall - no, Cornelius McIntyre - yes, Charles Tyson – yes, Robert Campbell – yes, Gary Spinner – yes. **R.C.V.: 4 - yes', 1 - no. Motion carried.**

Resolution R-08-102

Resolution of the Township of South Harrison Requesting the Director of the Division of Local Government Services to Authorize the Insertion of a Special Item of Revenue in the 2008 Budget of the Township of South Harrison County of Gloucester State of New Jersey

Motion to adopt Resolution R-08-102 was made by Gary Spinner, second by Cornelius McIntyre.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson – no, Robert Campbell – no, Gary Spinner – yes. **R.C.V.: 3 - yes', 2 - no's. Motion carried.**

Open Meeting to the Public:

Motion to open the meeting to the public was made by James McCall, second by Gary Spinner. Motion carried.

Bob Diaz of Foxford Lane stated that the adoption of the resolution promoting Nick Barbetta was a good thing. Mr. Diaz then spoke about the computer incident and questioned if there was any movement on the issue and why is he still on the Planning/Zoning Board when he violated the oath he took. Mr. Diaz asked how much did the Township spend to correct or investigate this incident. Christie Melfi, CFO responded that it was a couple thousand dollars; she doesn't have the exact number. Committeeman McIntyre responded that he has some concerns with the issue and will address them with the Committee. Mr. Diaz asked Mr. Eastlack about the issue of press releases. When an outgoing Mayor decides he is going to release a press release that degrades every other member on that Committee, does he have a right to do that according to that resolution? Mr. Eastlack responded that the laws of libel and slander would probably stop that, but probably he could. Mr. Diaz asked does press release include the web site, mailings and any other types of media? Mr. Eastlack responded no, this is in the context of the news media.

Mel Robertson, 103 Foxford Lane, addressed the Committee regarding the Harrisonville Mobile Home Park at the Planning/Zoning Board. They were seeking a variance to put double wide trailers in the park and it was denied. What about the impact of the kids that live there on the school system and the fact that nobody pays property taxes? Their attorney stated the town is allowed to charge a service impact fee to each resident in the mobile home park. Mr. Eastlack advised that is could not include the schools. Nancy Kearns, Municipal Clerk advised that the Township does get a check every month for the impact fee. Property taxes is the worst method of funding schools; it should be income taxes. Mel Robertson thought maybe the Township could buy the trailer park and use it to meet our COAH obligations. Committeeman McCall advised that this was discussed before and some of the trailers and fees do not meet the standard.

Matt Warner, 34 Ashford Court, addressed the Committee regarding the amount of \$20,000.00 in the budget for phone services for the year. In looking at the phone bills on the bill list it looks like it may be \$14,000.00 a year. How did \$14,000.00 become \$20,000.00 - this is unbelievable! Christie Melfi, CFO, advised that the amount in the budget is an estimate and what isn't used goes back into surplus. Mr. Warner cannot believe the budget was passed and cannot believe the school budget is over \$5,000,000.00.

Mike Hoey of St Johns Lane spoke regarding tomorrow being the anniversary of 911 and asked everyone to take a moment to think about the lives that were lost on that day. Mr. Hoey thanked Mr. Crispin for his tribute to Mark Horner last month. Mr. Horner was the kind of person who makes America great. Mr. Hoey then talked about the hours for municipal services offices. Mr. Hoey asked the Committee Members how many and what days a week they work. Each responded; Mr. Hoey stated that the Committee People work five or more days a week and the public servants work four, and are at the

beach on Friday or shopping or sleeping late? Who among you will put the tax payers first and give the tax payers five days of service? Mayor Tyson and Deputy Mayor Campbell said they would, with the Mayor clarifying that it would be staggered. Committeeman Spinner responded that a survey is being done and the number of persons coming into the building during the extended hours is being kept. He does not have those figures with him but will email them to Mr. Hoey. Committeeman Spinner spoke about the most recent electric bill and it was about a three to four hundred dollar difference; is going to be checking into temperatures on days between last year and this year. Mr. Bach advised that this July was one of the warmest.

Lucas Murray, Gloucester County Times advised that as far as press releases go, you have my email and phone number.

Frank Durso, 110 Marl Road, spoke about Ashford Estates asking if the intention is to put in a retention basin across the street from the development. Mr. Bach stated the Developer has applied to put an additional detention basin across the highway on their property. Mr. Bach advised that the Township Engineer only reviews the plans; all we can do is enforce what the rules and regulations of our Township are. Mr. Durso advised that he just purchased the ten acres adjacent to that property and they better not put any of that water on his property. Mr. Bach gave Mr. Durso the name of Wayne Birchler of the Soil Erosion Sediment Control District, who has the ultimate say regarding down stream conveyances and has approved the plan. Mr. Durso stated he had to spend \$15,000.00 for his lot line adjustment - can anyone tell him why? Mayor Tyson told him to talk to Gary Thompson.

Ed Crispin, 681 Harrisonville Road, stated that he supervised 105 people and they worked under the Louisville Schedule. With four men I can give you 24/7 service, it's been proven. Mr. Crispin stated he has been attending Township Committee meetings for the last 58 years and this is the first time no agendas were put out. Nancy Kearns, Municipal Clerk advised that they were made and it was an oversight that the copies did not make it into the room.

Sara Freeman, 781 Eldridges Hill Road, stated she is in the process of doing a lot line adjustment and before the Planning/Zoning Board gets the application she will have spent \$4,000.00 alone. To hear Mr. Durso say it cost him \$15,000.00, that is very discouraging. The fees really need to be looked at. John Eastlack went through the steps needed to go through the procedure. Mr. Bach advised that there are set rules through the municipal land use laws, which calls out what the standards are for the application.

Jeanine Campbell, 706 Lincoln Road, stated she is happy about the timer and thinks it is fair to everybody.

Close Meeting to the Public:

Motion to close the meeting to the public was made by James McCall, second by Cornelius McIntyre. Motion carried.

Approve Payment of the Bills:

Motion to approve payment of the bills was made by Gary Spinner, second by Robert Campbell.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson - yes, Robert Campbell - yes, Gary Spinner - yes. **R.C.V.: 5 - yes', 0 - no's. Motion carried.**

Adjournment:

Motion to adjourn was made by Gary Spinner, second by Cornelius McIntyre. Motion carried.

Respectfully submitted,
Nancy E. Kearns, RMC
Municipal Clerk